

Message

From: Kashak, Ed@Waterboards [Ed.Kashak@waterboards.ca.gov]
Sent: 8/5/2013 4:41:35 PM
To: Sakamoto, Glenn [Sakamoto.Glenn@epa.gov]
Subject: RE: EWMP Requirements for GH Dairy #1

Hi Glenn,

In reply to your email, the specific section in the permit for the requirement of depth markers can be cited in Attachment B, Section I.B.1. (page B-2)

There are no specific violations listed in the regs/EWMP for EWMP implementation (no spillway built, no berm built, no pond constructed, etc.). EWMP implementation violations are based on visual observations made during an inspection. Field observations are made to determine if site conditions match the EWMP site plan, specifications, and narrative in the EWMP. If site conditions do not match the EWMP site plan, specifications, or narrative, then the EWMP has not been fully implemented and is therefore a violation of the cited Section VII.C.3b. For instance for GH Dairy #1, the EWMP site plan indicates two spillways were to be built in the berm along Merrill Avenue. Only one spillway was built and it was in the berm along Grove Ave. Several Catch Basins, Evap Basins, and Lagoons are depicted on the site plan for construction, but were not constructed as observed during the inspection. And additional basins were constructed that are not shown on the site plan. For the Regional Board, the findings made during the April 2013 inspection, support the contention that the EWMP was not fully implemented and therefore we would cite GH Dairy #1 in violation of VII.C.3b.

Hope this helps,
Ed

From: Sakamoto, Glenn [mailto:Sakamoto.Glenn@epa.gov]
Sent: Tuesday, July 30, 2013 10:52 AM
To: Kashak, Ed@Waterboards
Subject: EWMP Requirements for GH Dairy #1

Hi Ed,

I cited your General Provisions VII.C.3b for depth markers being absent. Can I break this down even further to a specific reg citing?

I cited VII.C.3b – EWMP was not fully implemented (is there a list somewhere in the regs/EWMP requirements where the specific violations are listed?). I won't be able, apparently, to make this general citation without stating what "specific" violations were noted that indicated that the EWMP was not fully implemented. Thanks.

Glenn